



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING **SUMMARY**
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, JULY 07, 2010
5:30 P.M.**

CALL TO ORDER 5:30 P.M.

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

- Recognition of the Yuma Stake Young Men & Women, Church of Jesus Christ of Latter-day Saints.

I. CALL TO THE PUBLIC

**NO LEGAL
ACTION
PERMITTED**

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

II. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

A. Approval of minutes of the following City Council meeting(s):

- | | | |
|-----------------|-----------------------------------|----------------|
| APPROVED | 1. Regular Worksession | March 2, 2010 |
| APPROVED | 2. Regular City Council Meeting | March 17, 2010 |
| APPROVED | 3. Special Worksession/Roundtable | April 6, 2010 |
| APPROVED | 4. Regular Worksession | April 6, 2010 |
| APPROVED | 5. Special City Council Meeting | April 9, 2010 |
| APPROVED | 6. Special Worksession/Roundtable | April 20, 2010 |

B. Approval of Staff Recommendations:

Page Item

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|-----------------|---|
| | 1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney) |
| APPROVED | 2. Liquor License: Village Inn Pizza Parlor

Approve a #7, Beer and Wine Bar, Interim Permit/Probate Will Assignment Liquor License application submitted by Regina Herndon, agent for Village Inn Pizza Parlor, 41 E. 16th Street, Yuma, Arizona. (LL10-12) (City Administration/City Clerk) (Lynda L. Bushong) |
| APPROVED | 3. Intergovernmental Cooperative Purchasing Agreement: City of San Luis, Arizona

Authorize the City Administrator to enter into an Intergovernmental Cooperative Purchasing Agreement with the City of San Luis, Arizona. (Purchasing) (Bill Pfannenstiel) |

APPROVED 4. Memorandum of Understanding: Safe Streets Task Force

Authorize City Staff to sign the Memorandum of Understanding with the Federal Bureau of Investigation (FBI) for participation in the Safe Streets Task Force. (Police/Administration) (John Lekan)

APPROVED 5. Settlement Of All Claims: Schlamann v. City of Yuma

Authorize settlement in Schlamann v. City of Yuma (City Attorney) (Steven W. Moore)

APPROVED 6. Outside Agency Agreement: Salvation Army Boys & Girls Club of Yuma

Authorize the execution of an agreement between Salvation Army Boys & Girls Club of Yuma and the City of Yuma providing for Fiscal Year 2010-2011 funding by the City of Yuma in the amount of \$10,800.00 and setting performance standards for Salvation Army Boys & Girls Club of Yuma. (Parks & Recreation/Recreation) (Becky Chavez)

APPROVED 7. Outside Agency Agreement: Yuma Fine Arts Association

Authorize the execution of an agreement between Yuma Fine Arts Association and the City of Yuma providing for Fiscal Year 2010-2011 funding by the City of Yuma in the amount of \$31,500.00 and setting performance standards for Yuma Fine Arts Association. (Parks & Recreation/Arts and Culture) (Becky Chavez)

APPROVED 8. Infrastructure & Services Report: Annexation Area A2010-02 Greengate

Approve an Infrastructure and Services Report for Annexation Area No. A2010-02, identified as the Greengate Annexation, located at the southeast corner of Avenue 3½E and 32nd Street. (Community Development/Community Planning) (Laurie Lineberry)

APPROVED 9. Infrastructure & Services Report: Annexation Area A2010-003 Humane Society of Yuma

Approve an Infrastructure and Services Report for Annexation Area No. A2010-003, identified as the Humane Society of Yuma Annexation, located at the southwest corner of Avenue 4 1/2 E and 40th Street. (Community Development/Community Planning) (Laurie Lineberry)

APPROVED 10. Agreement: Arizona Department of Fire, Building and Life Safety, Office of Manufactured Housing

Approve an Agreement between the City of Yuma and the State of Arizona, authorizing the City of Yuma to conduct manufactured home installation inspections for the State of Arizona (Community Development/Building Safety) (Laurie Lineberry)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

III. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

ADOPTED A. Resolution R2010-40 Preannexation Development Agreement: Sonic Drive-In - Avenue B

Authorize a Preannexation Development Agreement with Stephen D. Kleppe, Shirley R. Kleppe, Bobby J. Merritt and Elizabeth L. Merritt for property at the southeast corner of Avenue B and the 30th Street alignment (105-32-018 H and 105-32-103) (Community Development/Community Planning) (Laurie Lineberry)

ADOPTED B. Resolution R2010-41 Intergovernmental Agreement: State of Arizona

Authorize execution of an Intergovernmental Agreement with the State of Arizona for the replacement of pavement surfacing along Interstate Business 8, between West Catalina Drive and Avenue 3E. (City Engineering/Administration) (Paul Brooberg)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

ADOPTED A. Ordinance O2010-31 2010-2011 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy

Adopt the 2010-2011 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy. (Finance/Administration) (Pat Wicks)

ADOPTED B. Ordinance O2010-32 Zoning Code Amendment: City of Yuma Zoning Code Reformat

Adopt the reformatted Zoning Code, by reference, which updates the physical layout and order of the City of Yuma Zoning code, Title 15, Chapter 154, by changing the arrangement of sections and subsections and placing them under appropriate renumbered existing or alternate headings. (Z2010-001) (Community Development/Community Planning) (Laurie Lineberry)

ADOPTED C. Ordinance O2010-33 Property Acquisition: 28th Street and Kyla Avenue

Authorize and ratify the acquisition of property located at 2862 S. Kyla Avenue (City Engineering/Administration) (Paul Brooberg)

ADOPTED D. Ordinance O2010-34 City of Yuma 2010 Special Election

Call a special election to be held the same time as the City of Yuma General Election on November 2, 2010 to submit to those persons qualified to vote in the City of Yuma the question of continuing to levy, and modifying the use of, the 0.2 % (two-tenths of one percent) Transaction Privilege Tax dedicated to public safety. (Fire/Administration) (Jack McArthur)

SUGGESTED MOTION: To adopt the ORDINANCES CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

V. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

INTRODUCED A. Ordinance O2010-35 Annexation Area No. A2010-02: Greengate

Authorize annexation of property generally located at the southeast corner of Avenue 3½E and 32nd Street. (Community Development/Community Planning) (Laurie Lineberry)

INTRODUCED B. Ordinance O2010-36 Annexation Area No. A2010-003: Humane Society of Yuma

Authorize annexation of property generally located at the southwest corner of Avenue 4 1/2 E and 40th Street. (Community Development/Community Planning) (Laurie Lineberry)

VI. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments

- APPOINTMENTS MADE**
- Water and Sewer Commission: one term to expire 06/06/2014
 - Design and Historic Review Commission: two terms to expire 06/30/2014

2. Announcements:

- REPORTED**
- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of June 16, 2009 through July 7, 2010. City Council questions regarding the update must be limited solely for clarification purposes. If

further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.

- City Council report of upcoming meetings.
 - City Council request for agenda items to be placed on future agendas.
3. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VIII. SUMMARY OF CURRENT EVENTS

REPORTED This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

IX. EXECUTIVE SESSION

**EXECUTIVE
SESSION
NOT HELD** An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

ADJOURNMENT 6:21 p.m.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.